IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

MONDAY, THE 26TH MARCH 2007 / 5TH CHAITHRA 1929

WP(C).No. 9026 of 2007(Y)

PETITIONER:

P.M.ASHRAF, CHAIRMAN, CORPORATION OF
COCHIN, RESIDING AT CORPORATION QUARTERS NO.6,
MARKET ROAD, ERNAKULAM, COCHIN - 682 011.

BY ADV. SRI.N.RAVIKUMARAN NAIR

RESPONDENTS:

---

1. SPECIAL DEPUTY TAHSILDAR (R.R.)
KERALA STATE FINANCIAL ENTERPRISES LTD.,
ERNAKULAM.

2. THE MANAGER (R.R),
THE KERALA STATE FINANCIAL ENTERPRISES LTD.,
REGD. OFFICE "BHADRATHA",
P.B.NO.510, THRISSUR - 680 020.

BY ADV. SRI.M.SASINDRAN, SC, K.S.F.E., LTD.
GOVERNMENT PLEADER SMT.M.K.PUSHPALATHA.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR, J.

W.P.(C).No.9026 OF 2007-y

Dated this the 26th day of March, 2007

JUDGMENT

The petitioner was a surety for a loan availed of by one Mr. K.K.Jayarajan. There were two other sureties also. But, they were no more. The where about of the said loanee is not known. Therefore, the K.S.F.E has proceeded agaisnt the petitioner. Recovery is made from his monthly salary. Feeling that more than what is due to the K.S.F.E is already been recovered this writ petition is filed seeking appropriate reliefs.

2. The learned Standing Counsel, for the K.S.F.E, upon instruction, submitted that an amount of Rs.29,681/- is remaining unpaid in the loan account and that is why the monthly deduction from the salary is not recalled.

3. The second respondent is directed to furnish a statement of accounts to the petitioner. He shall also be informed the amounts for which the account could be closed under the O.T.S. scheme. The second respondent shall consider the claim of the petitioner for grant of instalment facility for closing the loan account. This the second respondent shall do this within one month from today.

The Writ Petition is disposed of as above.

K.BALAKRISHNAN NAIR, JUDGE.

MS